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November 15, 1995

**VIA FEDERAL EXPRESS**

Joseph Cosentino, O.S.C.  
Removal Action Branch  
Emergency and Remedial Response Division  
U.S. Environmental Protection Agency, Region II  
2890 Woodbridge Avenue  
Edison, New Jersey 08837

**RE: Bayonne Barrel & Drum, Newark, New Jersey**

Dear Mr. Cosentino:

Sequa Corporation is responding on behalf of Sun Chemical Corporation to your letter dated September 28, 1995 requesting information about the matter referenced above.

Sequa Corporation has researched its records and has consulted with persons familiar with Sun's (Sequa's predecessor-in-interest) waste disposal practices. As a result of this investigation, to the best of its knowledge, information and belief at this time, we are satisfied that Sun did not transport any hazardous substances or other waste materials to the Bayonne Barrel & Drum site. (A complete response is attached.)

However, because you sent a Section 104(e) Letter to Sun, it is reasonable to infer that the EPA has some reason to believe that Sun may have had a possible connection to this Site. If you have any specific information to that effect, please advise me directly, and under the Freedom of Information Act forward all relevant documents and information, and we will be happy to investigate this matter further.

You may correspond to me directly at the address above, and not to the address that appeared on your request letter.

Very truly yours,

*Eletha L. Duffy*  
Eletha L. Duffy

/dr

cc: Marc Seidenberg, Esquire  
Leonard P. Pasculli, Esquire

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**Sequa's Response dated November 15, 1995  
to EPA's Request for Information  
About the Bayonne Barrel & Drum Superfund Site**

**Preliminary Statement**

Sequa Corporation ("Sequa") sold the Sun Chemical Corporation ("Sun") inks and pigments business in December 1986 including the plants located at 500 Industrial Avenue, Teterboro, New Jersey; 185 Foundry Street, Newark, New Jersey; and 441 Tompkins Avenue, Staten Island, New York; to which this request for information was addressed. By the terms of the Purchase and Sale Agreement, Sequa retained certain liabilities that related to operations conducted prior to December 1986. Therefore, since the period being investigated at the Bayonne Barrel & Drum site, Newark, New Jersey (the "Site") is from the 1940s to 1985 (the "Relevant Time Period"), the proper Respondent is Sequa. Respondent objects to information requested about Sun's or Sequa's facilities other than the plants listed above, for activities during time periods other than the Relevant Time Period, and for information about disposal sites other than the Site. Furthermore, Sequa asserts that, based on its information, knowledge and belief at this time, no waste materials from these plants were transported to or disposed of at the Site. To produce these response, Respondent relies on information provided to Respondent by William Griffin, Plant Manager of the Teterboro Plant from 1981 to 1987; Frank Ebertsch, Purchasing Agent for the Teterboro plant in the 1970's; and Robert Sharkey, Group Manager, Safety and Environment for the Newark and Staten Island plants.

**SEQUA CORPORATION'S  
RESPONSE TO THE  
REQUEST FOR INFORMATION  
ON BEHALF OF SUN CHEMICAL CORPORATION**

1.
  - (a) Sequa Corporation, formerly known as Sun Chemical Corporation.
  - (b) Sequa Corporation is a corporation incorporated under the laws of the State of Delaware.
  - (c) Chairman-- Norman E. Alexander  
200 Park Avenue  
New York, New York 10166  
  
President-- John J. Quicke  
200 Park Avenue  
New York, New York 10166
  - (d) Sequa Corporation is the parent corporation of various corporate entities, none of which is involved in the operation of the Sun Chemical Corporation plants served with this request for information. See further explanation in response to Question 1(e).
  - (e) As previously stated, Sequa was formerly known as Sun Chemical Corporation ("Sun"). Sun operated a division called General Printing Ink ("GPI"). The three plants identified for the purpose of responding to this request for information were all operated by the GPI division of Sun. Sun is a corporation incorporated under the laws of the State of Delaware.
  - (f) Not applicable.
2.
  - (a) At this time, Sequa is unable to determine whether GPI transacted any business with Bayonne Barrel & Drum for the disposal, treatment or storage of any barrels, drums or other containers. See discussion and freedom of information request set forth in the cover letter accompanying this response.  
  
i - iv) Not applicable.

- (b) To the best of Sequa's knowledge, information and belief, GPI may have purchased drums from Bayonne Barrel & Drum. However, at this time, there is no documentary evidence in Sequa's possession, custody or control regarding same. As a result, Sequa has no specific information regarding any purchase of drums from Bayonne Barrel & Drum.
- i - iii) Not known.
  - iv) Purchase of reconditioned drums from Bayonne Barrel & Drum by GPI.
  - v - viii) Not known.
  - ix) William Griffin, Plant Manager, East Rutherford, formerly plant manager at Teterboro plant from 1981-1987.  
Frank Ebertsch, formerly purchasing manager for Teterboro plant.
  - x) Not applicable.
3. None, to the best of Sequa's knowledge, information and belief.
4. Robert Sharkey, Group Manager, Safety and Environment, Newark and Staten Island plants.  
William Griffin, present Plant Manager, East Rutherford, Plant Manager of Teterboro plant from 1981 - 1987.  
Frank Ebertsch, present Purchasing Manager, Northlake, Ill., Purchasing Agent with responsibility for Teterboro plant in 1970s.  
Each individual was contacted with respect to all subject matter of this request for information.
5. Sequa Corporation (formerly known as Sun Chemical Corporation) purchased, among other things, Comprehensive General Liability insurance policies from various insurers since at least 1960. Sequa filed a declaratory judgment action (Sequa Corporation and Chromalloy American Corporation v. Aetna Casualty & Surety, et al., Superior Court of Delaware, Civil Action No. 89C-AP-1-1-cv). Said action is still pending.
6. Objection. The scope of this question is overly broad and unduly burdensome. With respect to any agreement or contract which may indemnify Sequa for any CERCLA liability resulting from any alleged transactions with respect to Bayonne Barrel & Drum, none to the best of Sequa's knowledge, information and belief
7. Not applicable.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of NEW JERSEY  
County of SUSSEX

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information.

L. P. PASCULLI

NAME (print or type)

SEQUA CORPORATION  
DIRECTOR, ENVIRONMENTAL LAW

TITLE (print or type)

  
SIGNATURE

Sworn to me before this

15th day of November, 1995

Janice D. Pasculli  
Notary Public

JANICE D. Pasculli, Esq.  
An Attorney at Law  
of the State of New Jersey